JAP:NDB

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
- X

UNITED STATES OF AMERICA

– against –

ABIOUDUN GBENGA ARISHE,

Defendant.

- X

COMPLAINT
(T. 18, U.S.C. § 1546)

EASTERN DISTRICT OF NEW YORK, SS:

ROBERT NIEGELSKY, being duly sworn, deposes and states that he is a Special Agent with the United States Department of State, Diplomatic Security Service ("DSS"), duly appointed according to law and acting as such.

Upon information and belief, on or about November 7, 2016, within the Eastern District of New York, the defendant ABIOUDUN GBENGA ARISHE, did knowingly and willfully use and attempt to use a United States visa that was procured by means of a false claim or statement and otherwise procured by fraud and unlawfully obtained.

(Title 18, United States Code, Section 1546)

The source of your deponent's information and the grounds for his belief are as follows:[1]

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[1] Because the purpose of this affidavit is to set forth only those facts necessary to establish probable cause, I have not set forth all the facts and circumstances of which I am aware

1. I am a Special Agent with DSS. My information comes from a joint investigation of the DSS and United States Customs and Border Protection ("CBP"). I am familiar with the facts and circumstances set forth below from my participation in the investigation. I have spoken with CBP officers and reviewed the investigative file.

2. On November 7, 2016, the defendant ABIOUDUN GBENGA ARISHE arrived at John F. Kennedy International Airport on Qatar Airways flight 703 from Doha, Qatar. The defendant presented a valid Nigerian passport # A05224467 and valid B1/B2 United States entry visa with foil # L6319950 in the name of ABIOUDUN GBENGA ARISHE to a CBP officer. The defendant ABIOUDUN GBENGA ARISHE submitted his visa application on September 11, 2016 and his B1/B2 visa was issued by the United States Embassy in Lagos, Nigeria on October 5, 2016.

3. As part of his visa application, the defendant ABIOUDUN GBENGA ARISHE listed his employer as the Arishe Nigeria Enterprises.

4. The defendant ABIOUDUN GBENGA ARISHE was referred for a secondary inspection by CBP officers, who questioned the defendant about his visa. The defendant stated that he works as a citrus and coffee farmer and was visiting the United States to attend a training program at the Academy of Coffee Excellence in Virginia. He was in possession of a letter of invitation from the conference. CBP officers placed a call to the number listed on the invitation letter and spoke with the individual whose name was on the letter. That person informed CBP officers that he had not sent an invitation letter to ARISHE and that he had only sent invitation letters to two Nigerian individuals, neither of whom was ARISHE.

5. The CBP officers then notified DSS. A DSS agent arrived and read the defendant ABIOUDUN GBENGA ARISHE his Miranda rights. After being advised of his Miranda rights and after waiving those rights, defendant ABIOUDUN GBENGA ARISHE made further statements about his visa application. In sum and substance, ABIOUDUN GBENGA ARISHE stated that he lied about being a farmer and acknowledged that he knew nothing about citrus or coffee; that he had no intention of attending the coffee conference or traveling to Virginia; that he intended to travel to Michigan and seek employment in Detroit; that he did not fill out the visa application himself; that he paid another individual $200,000 Nigerian Naira to complete the visa application; and that the individual who completed the visa application provided him with the letter of invitation to the conference, which the defendant ~~knew to be a false document.~~ stated variously that he believed was false and legitimate

WHEREFORE, your deponent respectfully requests that ABIOUDUN GBENGA ARISHE be dealt with according to law.

ROBERT NIEGELSKY
SPECIAL AGENT
UNITED STATES DEPARTMENT OF STATE

Sworn to before me this
8th day of November, 2016

s/Tiscione

THE HO[N]... [TIS]CIONE
UNITED ... [J]UDGE
EASTER[N] ... [YO]RK